



¹ Spread of Hours is payment of one additional hour at minimum wage for all shifts exceeding 10 hours.
² Damages are equal to the total unpaid wages (minimum wage, overtime, and spread of hours).
³ New York State requires that employers provide employees with wage statements (pay stubs) with their pay. The penalty for failure to do so is \$100.00 per week since February 1, 2011, with a cap at \$2,500.00.
⁴ New York State requires that employers provide employees with wage notice at time of hire and by February 1st of each year. The penalty for failure to do so is \$50.00 per week since February 1, 2011, with a cap at \$2,500.00.

Item	Amount
Minimum wage	\$11,893.00
Overtime	\$8,706.50
Spread of Hours ¹	\$2,770.25
Damages ²	\$23,369.75
Notice and Records violation- Wage Statement ³	\$2,500.00
Notice and Records violation- Wage Notice ⁴	\$2,500.00
TOTAL	\$51,739.50

Complete set of calculations

Date Range	Number of weeks	Shifts per week over 10 hours	Minimum wage at time	Spread of Hours due
6/23/2013- 6/21/2013	27	7	\$7.25	\$1,370.25
12/31/2013- 6/21/2014	25	7	\$8.00	\$1,400.00
TOTAL				\$2,770.25

Spread of Hours

Date Range	Number of weeks	Hours of overtime per week	Base hourly rate	Additional % time due
6/23/2013- 12/30/2013	27	44	\$7.25	\$4,306.50
12/31/2013- 6/21/2014	25	44	\$8.00	\$4,400.00
TOTAL				\$8,706.50

Overtime

Date Range	Number of weeks	Hours per Week	Pay rate per week	Compliant rate	Difference
6/23/2013- 12/30/2013	26	84	\$420	\$609	\$4,914.00
(training week)	1	84	\$350	\$609	\$259.00
12/31/2013- 6/21/2014	24	84	\$420	\$672	\$,6048.00
(last week, never paid)	1	84	\$0	\$672	\$672.00
TOTAL					\$11,893.00

Minimum wage

Lopez, Celestino Pacheca
 Dishwasher. Worked from Last week of June, 2013, through June 21, 2014.

Monies owed: amounts: override

[illegible]

NOTE: if wage rate < minimum wage, override wage rate									
OVERTIME									
OWED: 8706.5									

PENALTIES									
Notice and record keeping violation (wage statements):	NOTE: Limit of \$2,500 only since 2/1/2011	NOTE: total \$200	modification on to the number of number of amount weeks owed:	1	52	5200	6/23/2013	6/21/2014	end date
Notice and record keeping violation (wage statements):	NOTE: Limit of \$2,500 only since 2/1/2011	NOTE: total \$200	modification on to the number of number of amount weeks owed:	1	52	5200	6/23/2013	6/21/2014	end date
Notice and record keeping violation (wage statements):	NOTE: Limit of \$2,500 only since 2/1/2011	NOTE: total \$200	modification on to the number of number of amount weeks owed:	1	52	5200	6/23/2013	6/21/2014	end date
Notice and record keeping violation (wage statements):	NOTE: Limit of \$2,500 only since 2/1/2011	NOTE: total \$200	modification on to the number of number of amount weeks owed:	1	52	5200	6/23/2013	6/21/2014	end date
Notice and record keeping violation (wage statements):	NOTE: Limit of \$2,500 only since 2/1/2011	NOTE: total \$200	modification on to the number of number of amount weeks owed:	1	52	5200	6/23/2013	6/21/2014	end date

EXHIBIT
Court #
14C07443 (02)

